

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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DATE FILED: 10/19/2020

MATTHEW ELLISON, Individually and On
Behalf of All Others Similarly Situated,

Plaintiff,

v.

TUFIN SOFTWARE TECHNOLOGIES LTD.,
REUVEN KITOV, JACK WAKILEH, REUVEN
HARRISON, OHAD FINKELSTEIN, EDOUARD
CUKIERMAN, YAIR SHAMIR, RONNI
ZEHAVI, YUVAL SHACHAR, J.P. MORGAN
SECURITIES LLC, BARCLAYS CAPITAL
INC., JEFFERIES LLC, OPPENHEIMER & CO.
INC., ROBERT W. BAIRD & CO.
INCORPORATED, PIPER JAFFRAY & CO.,
STIFEL, NICOLAUS & COMPANY,
INCORPORATED, WILLIAM BLAIR &
COMPANY, L.L.C., and D.A. DAVIDSON &
CO,

Defendants.

Case No.: 1:20-cv-05646-GHW

Hon. Gregory H. Woods

DAVID MICHAELSON, Individually and On
Behalf of All Others Similarly Situated,

Plaintiff,

v.

TUFIN SOFTWARE TECHNOLOGIES LTD.,
REUVEN KITOV, JACK WAKILEH, REUVEN
HARRISON, OHAD FINKELSTEIN, EDOUARD
CUKIERMAN, YAIR SHAMIR, RONNI
ZEHAVI, and YUVAL SHACHAR,

Defendants.

Case No.: 1:20-cv-06290-GHW

Hon. Gregory H. Woods

**ORDER GRANTING MOTION OF MARK HENRY FOR CONSOLIDATION OF THE
ACTIONS, APPOINTMENT AS LEAD PLAINTIFF, AND APPROVAL OF
SELECTION OF COUNSEL**

Having considered the papers filed in support of the motion of class member movant Mark Henry (“Movant”) for Consolidation of the Actions, Appointment as Lead Plaintiff, and Approval of Selection of Counsel pursuant to the Private Securities Litigation Reform Act of 1995 (the “PSLRA”), 15 U.S.C. § 77z-1(a)(3)(B), and for good cause shown, the Court hereby enters the following Order:

CONSOLIDATION OF RELATED ACTIONS

1. The above-captioned securities fraud class actions (the “Actions”) pending in this Judicial District are hereby consolidated for all purposes pursuant to Rule 42(a) of the Federal Rules of Civil Procedure under Case No. 1:20- cv-05646-GHW (the “Consolidated Action”).

2. A Master File is hereby established for the consolidated proceedings in the Consolidated Action. The docket number for the Master File shall be Master File No. 1:20-cv-05646-GHW.

3. Every pleading filed in the Consolidated Action shall bear the following caption:

IN RE TUFIN SOFTWARE TECHNOLOGIES LTD. SECURITIES LITIGATION
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Master File No. 1:20-cv-05646-GHW

APPOINTMENT AS LEAD PLAINTIFF AND LEAD COUNSEL

4. Movant has moved this Court to be appointed as Lead Plaintiff in the Actions and to approve the counsel he has retained to be Lead Counsel.

5. Having considered the provisions of the PSLRA, codified at Section 27 of the Securities Act of 1933, 15 U.S.C. § 77z-1(a)(3)(B), the Court hereby determines that Movant is

the most adequate lead plaintiff and satisfies the requirements of the PSLRA. The Court hereby appoints Movant as Lead Plaintiff to represent the interests of the Class.

6. Pursuant to Section 15 U.S.C. § 77z-1(a)(3)(B)(v), Movant has selected and retained the law firm of Levi & Korsinsky, LLP to serve as Lead Counsel. The Court approves Movant's selection of Lead Counsel for the Consolidated Action.

7. Lead Counsel shall have the following responsibilities and duties, to be carried out either personally or through counsel whom Lead Counsel shall designate:

- a. to coordinate the briefing and argument of any and all motions;
- b. to coordinate the conduct of any and all discovery proceedings;
- c. to coordinate the examination of any and all witnesses in depositions;
- d. to coordinate the selection of counsel to act as spokesperson(s) at all pretrial conferences;
- e. to call meetings of the plaintiffs' counsel as they deem necessary and appropriate from time to time;
- f. to coordinate all settlement negotiations with counsel for Defendants;
- g. to coordinate and direct pretrial discovery proceedings, preparation for trial, and trial of this matter and delegate work responsibilities to selected counsel as may be required;
- h. to coordinate the preparation and filings of all pleadings; and
- i. to supervise all other matters concerning the prosecution or resolution of the claims asserted in the Consolidated Action.

8. No motion, discovery request, or other pretrial proceedings shall be initiated or filed by any plaintiffs without the approval of Lead Counsel, without the Court's consent, so as to prevent duplicative pleadings or discovery by plaintiffs. No settlement negotiations shall be

conducted without the approval of Lead Counsel, without the Court's consent.

9. Service upon any plaintiff of all pleadings, motions, or other papers in the Consolidated Action, except those specifically addressed to a plaintiff other than Lead Plaintiff, shall be completed upon service of Lead Counsel.

10. Lead Counsel shall be the contact between plaintiffs and plaintiffs' counsel and Defendants' counsel, as well as the spokespersons for all plaintiffs' counsel, and shall direct and coordinate the activities of plaintiffs' counsel. Lead Counsel shall be the contact between the Court and plaintiffs and their counsel.

11. During the pendency of this litigation, or until further order of this Court, the parties shall take reasonable steps to preserve all documents within their possession, custody, or control, including computer-generated and stored information and materials such as computerized data and electronic mail, containing information that is relevant to or may lead to the discovery of information relevant to the subject matter of the pending litigation.

12. Lead Counsel is directed to serve a copy of this order on each of the defendants and to counsel of record in each of the above-captioned actions.

13. The Clerk of Court is directed to conform the caption of this case to the caption described in Paragraph 3 of this order. The Clerk of Court is further directed to terminate the motions pending at Dkt. Nos. 24, 28, and 31 in Case No. 1:20-cv-05646-GHW and Dkt. No. 9 in Case No. 1:20-cv-06290-GHW.

IT IS SO ORDERED.

Dated: October 19, 2020
New York, New York



THE HONORABLE GREGORY H. WOODS
UNITED STATES DISTRICT JUDGE